

Court of Appeals, State of Michigan

ORDER

People of MI v Leonard Marcus Horton

Docket No. 282157

LC No. 07-000010-FH

Deborah A. Servitto
Presiding Judge

Henry William Saad

Pat M. Donofrio
Judges

In lieu of granting leave to appeal, this Court orders pursuant to MCR 7.205(D)(2) that the matter is REMANDED to the sentencing court for correction of the presentence investigation report (PSIR) as discussed on the record at sentencing. Defendant requested changes to statements in the PSIR pertaining to his employment status/employer, the agent's description of the offense, the offense for which he pleaded guilty and the offense dismissed, the end date of substance abuse treatment, the date of his arrest and date of bond on the current offense, and the scoring of prior record variable 6. As the PSIR does not reflect the changes made at sentencing, remand for the limited purpose of correction of the PSIR is appropriate. *People v Spanke*, 254 Mich App 642, 650; 658 NW2d 504 (2003).

The delayed application for leave to appeal is otherwise DENIED for lack of merit.

This Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 22 2008

Date

Sandra Schultz Mengel
Chief Clerk